



IN THE DISTRICT COURT IN AND FOR COMANCHE COUNTY
STATE OF OKLAHOMA

STATE OF OKLAHOMA
Comanche County
FILED in the
Office of the Court Clerk

FEB 01 2018

RACHEL CARMIN,

Plaintiff,

v.

VIRTUS GROUP, LLC., a Kansas
Corporation,

Defendant.

) * Attorney Lien Claimed

) * Jury Trial Demanded

) CASE NO. CJ-2018- 71

By DS
Deputy

P E T I T I O N

COMES NOW the Plaintiff, Rachel Carmin, by and through her attorneys of record, Zelbst, Holmes & Butler, and for her cause of action against the Defendant, Virtus Group LLC, herein alleges and states as follows:

1. That all acts complained of herein occurred in Lawton, Comanche County, Oklahoma.
2. That on July 7, 2017, Defendant's agents and/or employees were performing repair work at Plaintiff's home at 6319 SW Oak Cliff Ave, Lawton OK 73505.
3. That Defendant's agents and/or employees were performing work within the course and scope of their employment and/or agency and Defendant is liable for their actions pursuant to the doctrine of respondeat superior.
4. That the Plaintiff, Rachel Carmin, fell and suffered personal and physical injuries at her home as a result of the Defendant and its agents and/or employees' negligence.
5. That the Defendant and its agents and/or employees breached its duty of care to keep the premises in a reasonable and safe condition for the use of the Plaintiff. Further, the Defendant

EXHIBIT 3

and its agents and/or employees failed to warn the Plaintiff of the dangerous condition which it created.

6. That as a result of the Defendant's and its agents and/or employees' negligence, the Plaintiff has suffered past and future pain and suffering, past and future medical expenses, disfigurement, loss of enjoyment of her life and other actual damages allowed by law.

7. That due to the gross negligence, recklessness and/or gross and wanton acts of the Defendant and its agents and/or employees, the Plaintiff is entitled to punitive damages.

WHEREFORE, the Plaintiff demands judgment from the Defendant and its agents and/or employees in an amount in excess of Seventy-five Thousand Dollars (\$75,000.00), with the exact amount to be determined by a jury; and for punitive damages in an amount in excess of Seventy-five Thousand Dollars (\$75,000.00) with the exact amount to be determined by a jury; together with all costs of this action and all interest allowable by law; and all further relief deemed equitable Court.

ZELBST, HOLMES & BUTLER

By 

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Petition of Rachel Carmin

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I, ROBERT MORALES, District Court Clerk in and for Comanche County, Oklahoma hereby certify that the foregoing is a true, correct and complete copy of the instrument herewith set out as appears of record in the Court Clerk's office of Comanche County, Oklahoma, this 6 day of March 2018.

ROBERT MORALES, District Court Clerk
By Buanna Flint Deputy